

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

APPLICATION NO. : 10/523,294  
APPLICANT : Andreas Pein  
FILED : December 28, 2005  
FOR : Surgical Device for Removing Tissue Cells From a Biological Structure  
ART UNIT : 3773  
EXAMINER : Melissa K. Ryckman

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**Mail Stop: Amendment**  
Commissioner for Patents  
PO Box 1450  
Alexandria, VA 22313-1450

**October 29, 2009**

**RESPONSE TO RESTRICTION REQUIREMENT**

SIR:

In response to the Office Action dated October 1, 2009, applicant hereby makes the following election:

Species A. Claim 2. (Angle  $\alpha$  is formed towards the conical tip;)  
Subspecies C. Claim 3. (Flat fluid jet;)  
Subsubspecies E. Claims 1-4. One jet.

**Remarks** begin at page 2 of this paper.